

OGC Has Reviewed

Approved For Release 2002/10/31 : CIA-RDP78-04718A001300300053-8

Draft

OGC:TMF:cst

24 June 1954

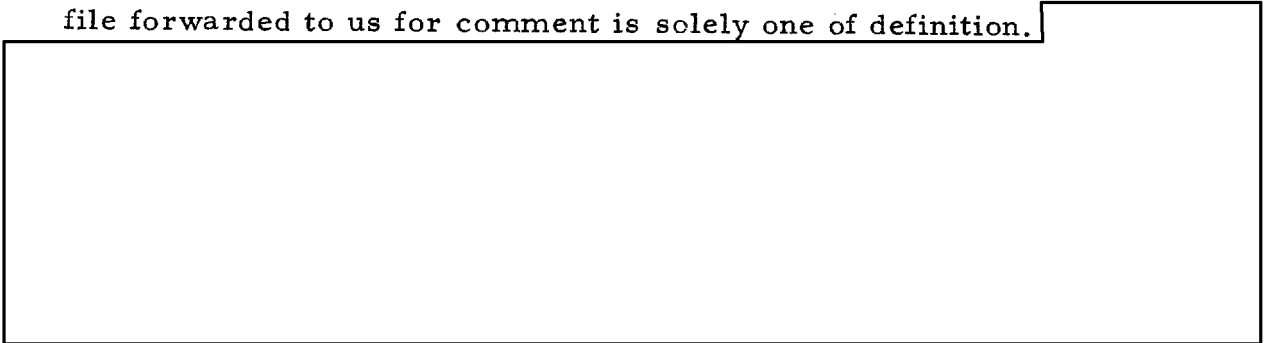
5-7293

Memorandum for: Deputy Director (Administration)

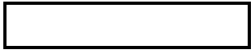
Subject : Qualification of Grandchildren and Grandparents
as Dependents for Purposes of Travel At Govern-
ment Expense

OGC
FOIAB5

1. In our opinion, the problem presented by the attached
file forwarded to us for comment is solely one of definition.



STATINTL

defines "members of the family" in the manner stated in 
memorandum. We would have no legal objection, however, to broadening
the scope of the definition to include grandparents or grandchildren
as "members of the family". We would also have no legal objection
to an exception to the existing regulation being made in the cases
presently under consideration, providing such exception is approved
by the Director.

2. Aside from the legalities of the situation, we have one
additional comment to offer. In our opinion, the policy question to
be decided here goes somewhat beyond the immediate problem of the
dependency status of grandparents and grandchildren. The proposal
of EE Division carries with it an implication of the desirability of a
shift from the present arbitrary but definite categories of persons
for whom travel will be allowed at Government expense to a single
standard of factual dependency for all degrees of relationship other
than spouse or children. It is our firm expectation that the present

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request on behalf of grandparents and grandchildren, if granted specifically to those classes, will be followed in the future by cases involving dependent aunts or cousins, and it is our further expectation that these cases will be just as deserving from an equity point of view as those presently under consideration. Although, as points out in his memorandum, this Agency and the State Department already enjoy an extension of the benefits accorded to employees of all other Government agencies, it may well be that the test of factual dependency would be a fairer one and capable of facile administration. Elements of such a standard are already present in the Agency regulation. STATINTL

3. It is our recommendation, therefore, that, if time permits, the opinions of those principally concerned, i. e., DD/P-Admin and the Office of Personnel, be obtained on the advisability of amending the regulation either to add grandparents and grandchildren or to base travel for anyone other than a spouse or child upon a finding of dependency. We do not think that the matter should be decided until those with experience in this field have been consulted.

STATINTL